10559-389001

ITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mackey et al. Art Unit : 09/872,872 Examiner : Serial No. Unknown

Filed May 31, 2001

POWER LOSS MEMORY BACK-UP Title

BOX MISSING PARTS

Commissioner for Patents Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed August 1, 2001 (copy enclosed), applicant as a large entity submits herewith the following:

- X Payment of the basic filing fee of \$710;
- \mathbf{X} Check in payment of \$130 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application; and
- \times Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any

> CERTIFICATE OF MAILING BY FIRST CLASS MAIL I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

Date of Deposit

Signature

Debbrah K. Sim

Printed Name Typed or of Person Signing Certificate

other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 9/17/01

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UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/872,872

05/31/2001

Richard P. Mackey

10559-389001

CONFIRMATION NO. 1080

FORMALITIES LETTER

OC000000006372812

SCOTT C. HARRIS Fish & Richardson P.C. 4350 La Jolla Village Drive, Suite 500 San Diego, CA 92122

Date Mailed: 08/01/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.

 Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 840.

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

710.00 DP 130.00 DP

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